

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ABINGDON DIVISION**

**UNITED STATES OF AMERICA**

v.

**CHARLES JERMAINE KING,**

Defendant.

)  
)  
) Case No. 1:08CR00041  
)

**OPINION**

)  
)  
) By: James P. Jones  
) United States District Judge  
)

*Charles Jermaine King, Pro Se Defendant.*

On October 19, 2009, I had sentenced defendant Charles Jermaine King to 180 months' imprisonment (ECF No. 135), and on May 13, 2014, I dismissed King's Motion to Vacate, Set Aside, or Correct Sentence pursuant to 28 U.S.C. § 2255. *United States v. King*, No. 1:08CR00041, 2014 WL 1906695, at \*1 (W.D. Va. May 13, 2014), *appeal dismissed*, 585 F. App'x 170 (4th Cir. 2014) (unpublished). More than two years later, King has filed another Motion to Vacate, Set Aside, or Correct Sentence pursuant to 28 U.S.C. § 2255 (ECF No. 255) based on a change in case law. Because King has not shown that the United States Court of Appeals for the Fourth Circuit has authorized him to file a successive § 2255 motion, the § 2255 motion must be dismissed without prejudice as successive pursuant to 28 U.S.C. § 2255(h).

DATED: June 21, 2016

/s/ James P. Jones  
United States District Judge